

1 THOMAS P. O'BRIEN
United States Attorney
2 CHRISTINE C. EWELL
Assistant United States Attorney
3 Chief, Criminal Division
STEVEN R. WELK
4 Assistant United States Attorney
Chief, Asset Forfeiture Section
5 VICTOR A. RODGERS
California Bar No. 101281
6 Assistant United States Attorney
Asset Forfeiture Section
7 Federal Courthouse, 14th Floor
312 North Spring Street
8 Los Angeles, California 90012
Telephone: (213) 894-2569
9 Facsimile: (213) 894-7177
E-mail: Victor.Rodgers@usdoj.gov

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10 Attorneys for Plaintiff
11 UNITED STATES OF AMERICA

12 UNITED STATES DISTRICT COURT
13 FOR THE CENTRAL DISTRICT OF CALIFORNIA
14 WESTERN DIVISION

15 UNITED STATES OF AMERICA,) No. CV 08-4880 JFW(PLAx)
16 Plaintiff,)
17 v.)
18 \$72,422.00 IN U.S. CURRENCY) **CONSENT JUDGMENT OF**
19 AND \$7,527.57 IN BANK FUNDS) **FORFEITURE**
20) SEIZED FROM THREE BANK OF
21) AMERICA ACCOUNTS,
22) Defendants.
23)

24 ERIKA READDY,
25 Claimant.
26)

27 On or about July 24, 2008, plaintiff United States of America ("the United States of
28 America") filed a Complaint for Forfeiture alleging that the defendants \$72,422.00 in U.S. Currency

1 and \$7,527.57 in bank funds (collectively, the “defendants”) are subject to forfeiture pursuant to 18
2 U.S.C. §§ 981(a)(1)(C) and 984 and 21 U.S.C. § 881(a)(6).

3 On or about October 8, 2008, Claimant Erika Readdy (“claimant”) filed a verified claim to
4 \$34,000.00 of the defendant \$72,422.00 in U.S. Currency and \$1,987.11 of the defendant \$7,257.00
5 in bank funds. Claimant filed an answer to the complaint on or about October 21, 2008. No other
6 parties have appeared in this case, and the time for filing claims and answers has expired.

7 The parties have now agreed to settle this action and to avoid further litigation by entering
8 into this Consent Judgment of Forfeiture.

9 The Court having been duly advised of and having considered the matter, and based upon the
10 mutual consent of the parties hereto,

11 IT IS HEREBY ORDERED, ADJUDGED, AND DECREED:

12 1. This Court has jurisdiction over the subject matter of this action and the parties to this
13 Consent Judgment of Forfeiture.

14 2. The Complaint for Forfeiture states a claim for relief pursuant to 18 U.S.C. §§
15 981(a)(1)(C) and 984 and 21 U.S.C. § 881(a)(6).

16 3. Notice of this action has been given as required by law. No appearances have been
17 made in this case by any person other than claimant. The Court deems that all other potential
18 claimants admit the allegations of the Complaint for Forfeiture to be true.

19 4. The sum of \$7,000.00 only (without interest) shall be returned to claimant. The
20 United States of America shall use its best efforts to ensure that the \$7,000.00 (without interest) is
21 returned to claimant within thirty (30) days of the filing of this consent judgment of forfeiture. The
22 remainder of the defendants, plus the interest earned by the United States of America on the
23 defendants in their entirety, shall be condemned and forfeited to the United States of America. The
24 United States Marshal Service is ordered to dispose of in accordance with law the property being
25 hereby condemned and forfeited to the United States of America.

26 5. The funds to be returned to claimant pursuant to paragraph 4 shall be forwarded by
27 check payable to “Victor Sherman & Janet Sherman, A Professional Law Corporation, Attorney-
28 Client Trust Account,” and shall be mailed to Janet Sherman, Esq., Victor Sherman & Janet

1 Sherman, A Professional Law Corporation, 2115 Main Street, Santa Monica, California 90405.

2 6. Except as to such rights and obligations created by this consent judgment of
3 forfeiture, claimant hereby releases the United States of America, its agencies, agents, officers,
4 employees and representatives, including, without limitation, all agents, officers, employees and
5 representatives of the Federal Bureau of Investigation and the Department of Justice and their
6 respective agencies, as well as all agents, officers, employees and representatives of any state or
7 local governmental or law enforcement agency involved in the investigation or prosecution of this
8 matter, from any and all claims, actions, or liabilities arising out of or related to this action,
9 including, without limitation, any claim for attorney fees, costs, and interest, which may be asserted
10 by or on behalf of claimant, whether pursuant to 28 U.S.C. § 2465 or otherwise.

11 7. The Court finds that there was reasonable cause for the seizure of the defendants and
12 institution of these proceedings. This judgment shall be construed as a certificate of reasonable
13 cause pursuant to 28 U.S.C. § 2465.

14 8. The Court further finds that claimant did not substantially prevail in this action, and
15 each of the parties hereto shall bear its own attorney fees and costs.

16 9. The Court retains jurisdiction over this case and the parties hereto to enforce the
17 terms of this consent judgment of forfeiture.

18 DATED: December 8, 2008

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20 
21 THE HONORABLE JOHN F. WALTER
UNITED STATES DISTRICT JUDGE

22 **cc: Fiscal, USM**
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